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Attorney Docket No. 55,749 (70158)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS	P. J. McCann, et al.	EXAMINER:	Lu, Kuen S.
U.S.S.N.:	09/965,393	GROUP:	2177
FILED:	September 27, 2001	Conf. No.	2956
FOR:	APPARATUS, METHOD AND SYSTEM FOR WRITING DATA TO NETWORK ACCESSIBLE FILE SYSTEM WHILE MINIMIZING RISK OF CACHE DATA LOSS/DATA CORRUPTION		

**RECEIVED**

AUG 13 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Technology Center 2100

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV 438 970 442 US in an envelope addressed Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on mdate.

By: Safiya Jarvis

Safiya Jarvis

**RESPONSE TO OFFICE ACTION**

Sir:

The following is in response to the Office Action mailed February 9, 2004, in the above referenced application.

A petition has also been filed herewith requesting a three (3) month extension of time to August 9, 2004 to respond to the above referenced Office Action. As indicated below, please charge Deposit Account No. 04-1105 for the required fee.

Applicant: P. J. McCann, et al.  
U.S.S.N.: 09/965,393  
**RESPONSE TO OFFICE ACTION**  
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Please amend the above-identified application as follows:

**Amendments to the Claims** begin on page 3 of this paper.

**Remarks** begin on page 21 of this paper.